

01 FC:122
130.00 OP

10/23/2000 EHMANN 00000227 09183621
Patent.

tiling pattern, and a target area that is tiled with the grass textured tile in an periodic tiling depicting a grass texture, a target area that is tiled with the grass texture tile in a periodic color, specifically Figures 1, 2B, and 5. These drawings illustrate, respectively, a tile application, three drawings in the above referenced application that must be shown in application, specifically Figures 1, 2B, and 5. These drawings illustrate, respectively, a tile depicting a grass texture, a target area that is tiled with the grass texture tile in a periodic color, specifically Figures 1, 2B, and 5. These drawings illustrate, respectively, a tile application, three drawings in the above referenced application that must be shown in

application referred to 37 CFR 1.84(a)(2).

The Applicant hereby respectfully petitions for inclusion of color drawings in the

Sir:

Box DAC
Commissioner of Patents
Washington, D.C. 20231

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PETITION, DRAWINGS AND FEE TO INCLUDE COLOR DRAWINGS
UNDER 37 CFR 1.84(a)(2)

For: APPLICANT OF TEXTURED IMAGES

Filed: October 30, 1998

Serial No.: 09/183,621
Group Art Unit: 2779

MARTIN LIVESLEY

In re Application of

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT #

Docket No. 49658-0025



No. 50-1302.

Paper, including extension of time fees, or credit any overages to Deposit Account hereby made. Please charge any shortages in fees due in connection with the filing of this To the extent necessary, a petition for an extension of time under 37 C.F.R. § 1.136 is

mailed June 21, 2000.

Pursuant to 37 CFR 1.84(a)(2)(iii), the specification in the above referenced application has been amended in the Response of September 21, 2000 to the Office Action pursuant to 37 CFR 1.84(a)(2)(ii), included with this petition are three (3) sets of each color drawing to be included in the application referenced above.

Pursuant to 37 CFR 1.84(a)(2)(ii), included with this petition are three (3) sets of each fee of \$130.00 for this petition as specified in 37 CFR 1.17(i).

Pursuant to 37 CFR 1.84(a)(2)(i), included with this petition is a check for the filing subject matter is the elimination of those linear repetitions, as shown in Figure 5. Figure 1, is repeated in a periodic lighting pattern, such as in Figure 2B, one can readily discern the periodic pattern of light and dark shading when the single tile of Figure 1 is replicated to cover the target area. However, one of the advantages results of applying the claimed application because one of the improvements resulting from the subject matter being claimed is the elimination of such linear repetitions. For example, when a tile, such as that shown in Figure 1, is repeated in a periodic lighting pattern, such as in Figure 2B, one can readily discern the periodic pattern of light and dark shading when the single tile of Figure 1 is replicated to cover the target area. However, one of the advantages results of applying the claimed

Being able to observe these linear repetitions is important to understanding the

and white versions of Figures 1, 2B, and 5. Subject matter sought to be patented. Specifically, the linear repetitions evident in Figure 2B, and the lack of such linear repetitions in Figure 5, are not observable in mere black and white drawings due to the subtle differences in shading. The Office is referred to the enclosed black and white images for these drawings are the only practical medium to disclose the color images for these drawings are the only practical medium to disclose the

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box DAC, Commissioner for Patents, Washington, DC 20231 on October 18, 2000 By: *Laura Austin* Teresa Austin

Facsimile: (408) 414-1076
 Date: October 18, 2000
 (408) 414-1080
 San Jose, CA 95125
 1600 Willow Street

Craig G. Holmes
 Reg. No. 44,770

HICKMAN PALERMO TRUONG & BECKER
 Respectfully submitted,
 LLP

above as requested.

Based on the foregoing, it respectfully submits that applicant has shown good and sufficient reasons why it is necessary to include color drawings in the application referenced above as requested.

DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Comptroller of Patents, Patent and Trademark Office, P.O. Box 9023, Washington, DC 20231.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you save relative to completing this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231.

Included on this form. Provide credit card information and authorization on PTO-2038.

Information on this form may become public. Credit card information should not be

included on this form. Provide credit card information and authorization on PTO-2038.

WARNIG:

Name (Print/Type)	Craig G. Holmes	Fee Description	44.770	Telephone	(408) 414-1080	Date	October 18, 2000
SUBMITTED BY						Signature	

3. ADDITIONAL FEES		FEE CALCULATION		1. ADDITIONAL FEES	
Filing Date 09/183,621		Application Number Complete if known		Large Entity Small Entity Fee Description	
Fees and credit any overpayments to charge indicated		Fees and credit any overpayments to charge indicated		Fee Paid	
<input type="checkbox"/> Payment Enclosed: Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17		<input checked="" type="checkbox"/> Hixman Palment Thong & Becker, LLP Deposit Name		<input checked="" type="checkbox"/> Payment Enclosed: Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17	
105 First Named Inventor Martin Livesey		105 First Named Inventor Martin Livesey		105 First Named Inventor Martin Livesey	
106 Surcharge - late filing fee or a/c 116 390 216 195 Extension for reply within second month		116 390 216 195 Extension for reply within second month		106 320 206 160 Utility filing fee	
117 890 217 445 Extension for reply within third month		117 890 217 445 Extension for reply within third month		101 710 201 355 Utility filing fee	
118 1,390 218 695 Extension for reply within fourth month		118 1,390 218 695 Extension for reply within fourth month		102 180 203 95 Design for a/c 113 110 215 55 Extension for reply within first month	
119 310 219 155 Notice of Appeal		119 310 219 155 Notice of Appeal		103 18 203 9 Claims in excess of 20	
120 310 220 155 Filing a brief in support of an appeal		120 310 220 155 Filing a brief in support of an appeal		104 270 204 135 Multiple dependent claim, if not paid 149 690 249 345 For each additional invention to be examined (37 CFR § 1.129(b))	
121 270 221 155 Request for oral hearing		121 270 221 155 Request for oral hearing		105 150 214 75 Provisional filing fee	
122 130 122 130 Petitions to the Commissioner		122 130 122 130 Petitions to the Commissioner		106 490 207 245 Provisional filing fee	
123 50 123 50 Petitions related to provisional applications		123 50 123 50 Petitions related to provisional applications		107 710 208 355 Provisional filing fee	
126 240 126 240 Submission of information Disclosure Stmt or number previously paid, if greater, for Reissues, see below		126 240 126 240 Submission of information Disclosure Stmt or number previously paid, if greater, for Reissues, see below		108 710 207 245 Provisional filing fee	
127 50 127 50 Petitions to the Commissioner		127 50 127 50 Petitions to the Commissioner		109 80 209 40 Reissue independent claims 146 690 246 345 Filing each additional petition per	
128 1,890 228 945 Extension for reply within fifth month		128 1,890 228 945 Extension for reply within fifth month		110 18 210 9 Reissue claims in excess of 20 and over original patent Other fee (specify) _____	
129 1,110 138 1,510 Petition to institute a public use proceeding		129 1,110 138 1,510 Petition to institute a public use proceeding		111 18 210 9 Reissue claims Other fee (specify) _____	
130 120 242 605 Utility issue fee (or reissue)		130 120 242 605 Utility issue fee (or reissue)		112 920 112 920 Requesting publication of SIR prior to	
131 110 240 605 Petition to revive - unavoidable		131 110 240 605 Petition to revive - unavoidable		113 1,840 113 1,840 Examination of SIR after	
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137 100 240 605 Petition to reissue - unavoidable		137 100 240 605 Petition to reissue - unavoidable		119 310 219 155 Notice of Appeal	
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